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DEC 13 2005

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA
By OM Deputy

BIRNBERG & ASSOCIATES
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Attorneys for Defendants
Woodbine Alaska Fish Company,
and Guy Ferrari Inc.

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

CITICAPITAL COMMERCIAL CORP,
Plaintiff,

v.

EGEGIK SPIRIT, official number 2999957,
her equipment, gear, furniture, apparel,
fixtures, tackle, boats, machinery, anchors
and all appurtenances, in rem;

NAKNEK SPIRIT, official number 585824,
her equipment, gear, furniture, apparel,
fixtures, tackle, boats, machinery, anchors
and all appurtenances, in rem;

WOODBINE ALASKA FISH CO.,
in personam; and GUY FERRARI, INC,
in personam.

Defendants,

Case No. A-04-0147-CI (RRB)
IN ADMIRALTY

NOTICE OF UNAVAILABILITY
OF COUNSEL

BIRNBERG &
ASSOCIATES
703 MARKET STREET
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1 NOTICE IS HEREBY GIVEN THAT COMMENCING December 19, 2005, and
2 continuing through January 5, 2005, Cory A. Birnberg, Esq. will be unavailable for any
3 purpose whatsoever, including but not limited to, receiving notice of any kind, responding
4 to *ex parte* applications, appearing in court, or attending depositions.
5

6 DATED: 12/2/5
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BIRNBERG & ASSOCIATES

By: 

Cory A. Birnberg
Attorney for Defendants
Woodbine Alaska Fish Company

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ASSOCIATES
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1 Certificate of service

2 The undersigned hereby certifies that on this 2nd
3 day of December 2005, a true and correct copy of the
4 foregoing was served by FACSIMILE and FIRST CLASS U.S. MAIL
5 on:

6 Mark C. Manning
7 431 West 7th Avenue, Suite 204
8 Anchorage, AK 99501-3583

9 Birnberg & Associates

10 By: 

11 Joselle Cruz
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FILED
US DISTRICT COURT
DISTRICT OF ALASKA

2005 DEC 13 PM 4:03

am

Thomas A. Matthews
Matthews & Zahare, P.C.
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Anchorage, Alaska 99501
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Counsel for Plaintiff Charlie J. Davis, Jr.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

CHARLIE J. DAVIS, JR.,)
)
Plaintiff,)
)
vs.)
)
ZELMER HYDEN, et al.,)
)
Defendants.)

Case No. A02-0214 CV (JKS)


UNOPPOSED MOTION FOR EXTENSION OF TIME

Plaintiff Charlie J. Davis, through counsel Matthews & Zahare, P.C., moves the court for a 15-day extension of time to file his response to Defendants' Objections to Report and Recommendation at Docket 62. His response is currently due December 22, 2005. If the motion is granted, Plaintiff's response will be due on January 6, 2006. This motion is unopposed and supported by the accompanying affidavit of counsel.

65

DATED this 13th day of December 2005 at Anchorage, Alaska.

MATTHEWS & ZAHARE, P.C.
Counsel for Plaintiff Davis

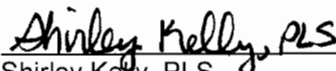
By: 
Thomas L. Hause
Alaska Bar No. 9311076

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E-MAIL: mzlau@matthewszahare.com

CERTIFICATE OF SERVICE

I certify that on December 13th 2005 a copy of the foregoing was ☒ mailed/☐ hand-delivered to:

Marilyn J. Kamm, Esq.
Assistant Attorney General
State of Alaska, Dept. of Law
Criminal Division Central Office
P.O. Box 110300
Juneau, AK 99811


Shirley Kelly, PLS

Counsel for Plaintiff Charlie J. Davis, Jr.

CHARLIE J. DAVIS, JR.,)
)
 Plaintiff,)
)
 vs.)
)
 ZELMER HYDEN, et al.,)
)
 Defendants.)
)
 _____) Case No. A02-0214 CV (JKS)

[illegible]

1. I am an attorney with the law firm of Matthews & Zahare, P.C., counsel for Plaintiff Charlie J. Davis in the above-captioned matter. I have actual knowledge of the matters stated herein.

2. Plaintiff's response to Defendants Objections to Report and Recommendation at Docket 62 is currently due on December 22, 2005.

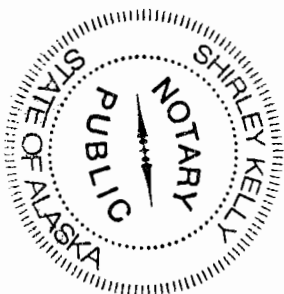
3. Thomas A. Matthews, the attorney responsible for this matter, is out of the country on vacation with his family. He is anticipated to return to the office on January 2, 2006. For this reason, Plaintiff respectfully requests that the Court grant an extension of time until January 6, 2006 for Plaintiff to file his response to Defendants Objections to Report and Recommendation at Docket 62.

4. On December 12, 2005, I spoke telephonically with Marilyn J. Kamm, counsel for Defendants, and advised that Mr. Matthews was out of the country. Ms. Kamm indicated that as a professional courtesy, she would not oppose this motion.

Date: 12/13/05

Thomas L. Hause
Thomas L. Hause
Alaska Bar No. 9311076

Subscribed and sworn to before me this 13th day of December 2005 at Anchorage, Alaska.



Shirley Kelly
Notary Public for Alaska
My commission expires: 9-18-08